
By: **Senators Jones, Britt, Conway, Currie, Exum, Giannetti, Gladden,
Grosfeld, Hughes, Jacobs, Kelley, Lawlah, and McFadden**

Introduced and read first time: January 31, 2003

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 13, 2003

CHAPTER _____

1 AN ACT concerning

2 **Minority Business Participation Advisory Committee**

3 FOR the purpose of creating an advisory committee on minority business
4 participation to review the State's minority business enterprise program;
5 establishing guidelines for membership to the advisory committee; prohibiting a
6 member of the advisory committee from receiving compensation; authorizing
7 members of the advisory committee to be reimbursed for certain expenses;
8 defining the duties of the advisory committee; and generally relating to the
9 Minority Business Participation Advisory Committee.

10 BY adding to
11 Article - State Finance and Procurement
12 Section 14-309
13 Annotated Code of Maryland
14 (2001 Replacement Volume and 2002 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article - State Finance and Procurement
17 Section 14-309
18 Annotated Code of Maryland
19 (2001 Replacement Volume and 2002 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - State Finance and Procurement**

2 14-309.

3 (A) THERE IS A MINORITY BUSINESS PARTICIPATION ADVISORY COMMITTEE.

4 (B) THE MINORITY BUSINESS PARTICIPATION ADVISORY COMMITTEE
5 CONSISTS OF ~~NINE~~ SEVEN MEMBERS:6 (1) ONE MEMBER OF THE SENATE, APPOINTED BY THE PRESIDENT OF
7 THE SENATE;8 (2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE
9 SPEAKER OF THE HOUSE OF DELEGATES; ~~AND~~10 (3) ~~SEVEN~~ THREE MEMBERS, AT LEAST ONE OF WHOM IS HISPANIC,
11 APPOINTED BY THE GOVERNOR, WHO DEMONSTRATE AN EXPERTISE AND INTEREST
12 IN MINORITY BUSINESS ENTERPRISE, AND WHO REPRESENT THE VARIOUS
13 GEOGRAPHIC REGIONS AND ETHNIC GROUPS WITHIN THE STATE;14 (4) ONE MEMBER, APPOINTED BY THE CHAIR OF THE MARYLAND
15 LEGISLATIVE BLACK CAUCUS; AND16 (5) ONE MEMBER, APPOINTED BY THE PRESIDENT OF WOMEN
17 LEGISLATORS OF MARYLAND.

18 (C) (1) THE TERM OF THE APPOINTED MEMBER IS 3 YEARS.

19 (2) AT THE END OF A TERM, THE APPOINTED MEMBER CONTINUES TO
20 SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.21 (3) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES
22 ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND
23 QUALIFIES.24 (D) THE MINORITY BUSINESS PARTICIPATION ADVISORY COMMITTEE SHALL
25 ANNUALLY ELECT A CHAIRMAN FROM AMONG THE MEMBERS OF THE ADVISORY
26 COMMITTEE.27 ~~(E)~~ A MEMBER OF THE MINORITY BUSINESS PARTICIPATION ADVISORY
28 COMMITTEE:29 (1) MAY NOT RECEIVE COMPENSATION; BUT30 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
31 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.32 ~~(E)~~ (F) THE MINORITY BUSINESS PARTICIPATION ADVISORY COMMITTEE
33 SHALL:

1 (1) REVIEW THE PERFORMANCE OF STATE AGENCIES IN MEETING THE
2 MINORITY BUSINESS ENTERPRISE PROGRAM GOALS;

3 (2) IDENTIFY STRENGTHS AND WEAKNESSES OF THE STATE'S MINORITY
4 BUSINESS ENTERPRISE PROGRAM; ~~AND~~

5 (3) RECOMMEND MEASURES TO IMPROVE THE STATE'S MINORITY
6 BUSINESS ENTERPRISE PROGRAM; AND

7 (4) STUDY, REVIEW, AND EVALUATE THE DISPARITY INDEX FOR
8 AMERICAN INDIANS/NATIVE AMERICANS, ASIANS, HISPANICS, AND PHYSICALLY OR
9 MENTALLY DISABLED INDIVIDUALS.

10 ~~(F)~~ (G) THE MINORITY BUSINESS PARTICIPATION ADVISORY COMMITTEE
11 SHALL SUBMIT ITS FINDINGS AND RECOMMENDATIONS IN ACCORDANCE WITH THIS
12 SECTION TO THE DIRECTOR OF THE OFFICE OF MINORITY AFFAIRS AND THE JOINT
13 COMMITTEE ON FAIR PRACTICES ON OR BEFORE JANUARY 1, 2004 AND ANNUALLY
14 THEREAFTER.

15 [14-309.] 14-310.

16 The provisions of §§ 14-301 through 14-305 of this subtitle, and any regulations
17 adopted under those sections, shall be of no effect and may not be enforced after July
18 1, 2006.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 June 1, 2003.